

# EXHIBIT 1

GREG H. BRISTOL

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF OKLAHOMA

-----X  
MADELYN CASILAO, HARRY LINCUNA and ALLAN GARCIA,  
on behalf of themselves and all others similarly  
situated,

Case No.  
Plaintiffs, 5:17-CV-00800-SLP

v.

(1) HOTELMACHER, LLC, dba HOLIDAY INN EXPRESS;  
(2) STEAKMACHER, LLC, dba MONTANA MIKE'S  
STEAKHOUSE; (3) SCHUMACHER INVESTMENTS, LLC,  
dba WATER ZOO; (4) APEX USA, INC.; (5) WALTER  
SCHUMACHER; and (6) CAROLYN SCHUMACHER,

Defendants.

-----X  
DORRET FRANCIS, ANTHONY KENNEDY and CHRISTINE  
PEARCE, on behalf of themselves and all others  
similarly situated,

Case No.  
Plaintiffs, CIV-18-583-SLP

v.

APEX USA, INC.; HOTELMACHER, LLC, dba HOLIDAY INN  
EXPRESS; SONTAG, INC. dba HAMPTON INN CLINTON;  
STEAKMACHER, LLC, dba MONTANA MIKE'S STEAKHOUSE;  
SCHUMACHER INVESTMENTS, LLC, dba WATER ZOO INDOOR  
WATER PARK; WALTER SCHUMACHER and CAROLYN  
SCHUMACHER,

Defendants.

-----X  
VIDEOTAPED DEPOSITION VIA ZOOM VIDEOCONFERENCING

OF

GREG H. BRISTOL

Friday, August 21, 2020

Reported By:  
LINDA J. GREENSTEIN  
JOB NO. 315886

GREG H. BRISTOL

August 21, 2020  
13:03 UTC Time

Videotaped Deposition held via Zoom

Videoconferencing of Greg H. Bristol, taken by

Plaintiffs, before Linda J. Greenstein, a

Certified Shorthand Reporter and Notary Public of

the State of New York.

1 GREG H. BRISTOL

2 trafficking, but since it's not severe, the  
3 prosecutors won't prosecute it.

4 Q. Okay. So you were focused on the  
5 severe form that a prosecutor would decide to  
6 prosecute?

7 A. Yes. As defined by the TVPA, which  
8 has a section for the civil remedies.

9 Q. Do you know whether the definition of  
10 human trafficking in the severe form that a  
11 prosecutor would decide to prosecute is the same  
12 as the definition in the section for civil  
13 remedies?

14 A. I don't know.

15 Q. Are you aware that the Department of  
16 Labor investigated two of the defendants in this  
17 action?

18 A. I am aware of it. I have not read  
19 their ruling.

20 Q. Okay. How did you become aware of  
21 it?

22 A. Before I signed an agreement with the  
23 firm, I did Google searches of the name and saw  
24 some newspaper stories and it mentioned Department  
25 of Labor.

1 GREG H. BRISTOL

2 Q. Did you receive any documents or  
3 review any documents from the DOL investigation in  
4 forming your opinion?

5 A. No, I did not.

6 Q. Did you ask for any documents related  
7 to the investigation from the defendants' counsel?

8 A. No, I did not.

9 Q. Do you think that the documents that  
10 Mr. deBaca considered in coming to his opinions  
11 would be relevant to your own opinion about  
12 whether or not his conclusions were accurate?

13 A. As a new person in the world of  
14 expert witness testimony, he either asked for it  
15 or it was given to him and it wasn't given to him  
16 and I had a very short deadline of what I was  
17 doing and I had enough information to make a -- an  
18 accurate explanation, so I -- I didn't need it.

19 It would have been additional, but it  
20 wouldn't -- I don't think it could change -- I  
21 know what the -- well, I think I know what the  
22 report would say.

23 Q. What do you think the report would  
24 say?

25 A. Well, I've done wage and hour -- I

GREG H. BRISTOL

A P P E A R A N C E S:

(All parties appear via Zoom Videoconferencing)

SKADDEN, ARPS, SLATE, MEAGHER & FLOM, L.L.P.  
Attorneys for Plaintiffs  
500 Boylston Street  
Boston, Massachusetts 02116

BY: CATHERINE FISHER, ESQ.  
617.573.4867  
catherine.fisher@skadden.com

FELLER SNIDER  
Counsel for Defendants  
BancFirst Tower  
100 N. Broadway Avenue  
Suite 1700  
Oklahoma City, Oklahoma 73102

BY: C. ERIC SHEPHARD, ESQ.  
405.232.0621  
eshephard@fellersnider.com

DOERNER, SAUNDERS, DANIEL & ANDERSON, L.L.P.  
Counsel for Philadelphia Indemnity Insurance  
Company  
210 Park Avenue  
Suite 1200  
Oklahoma City, Oklahoma 73102-5600

BY: WILLIAM C. MCALISTER, ESQ.  
405.898.8658  
wmcaster@dsda.com

Also Present:

SKADDEN, ARPS, SLATE, MEAGHER & FLOM, L.L.P.  
Elizabeth J. Perkins, Esq.

Dan Macom, Legal Video Specialist  
U.S. Legal Support

1 GREG H. BRISTOL

2 front of them is not worthy of someone being  
3 convicted of a registered sex offender.

4 It's like, this stuff is very  
5 important, charging these people with these  
6 crimes. So people are innocent unless you prove  
7 otherwise.

8 I want to see what these 1 or \$2,000  
9 in recruiting fees are and nobody will tell me.

10 Q. When you say nobody will tell you,  
11 did you ask defendants' counsel to provide you  
12 information about them?

13 A. I -- with the role of an expert  
14 witness looking at documents and being told "focus  
15 on the expert witness report, whether it's true or  
16 not, and let us know if these are individual cases  
17 or can we paint with a broad brush," which was my  
18 wording, is this just one big case in a thing and  
19 that's my focus.

20 Again, on July 4th was -- the  
21 deadline was in, like, nine or ten days. I mean,  
22 I had to drop things to do full days until they  
23 got an extension, which was July 24th, so I was  
24 working nine, ten-hour days every day and taking  
25 me a long time to understand in figuring this out.

1 GREG H. BRISTOL

2 Q. And so you say that there was no  
3 evidence -- or you think that there's no evidence  
4 to support calling -- making accusations of human  
5 trafficking, but you're aware that you didn't  
6 review all the documents in this case; correct?

7 A. I reviewed all the documents that  
8 were given to me.

9 Q. Are you aware that there's other  
10 documents out there that you didn't review?

11 A. I -- I would leave that to you. I  
12 don't know. I obviously know there are, but no  
13 one's told me "that's the master list."

14 Q. Did you look at the list of documents  
15 that Mr. deBaca reported that he had reviewed?

16 A. Well, you mentioned the Department of  
17 Labor report.

18 Q. And did you review that document?

19 A. No, I did not.

20 Q. Did you ask to see that document?

21 A. No, I didn't need to.

22 Q. So you could determine that there was  
23 no evidence without reviewing all of the  
24 documents?

25 A. I'm telling you from what I've